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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/978,274	10/15/2001	Chrisotpher John Robert Thomas	9341-028-999	4439
<div>7590      05/30/2007</div> <div>Anthony Giaccio, Esq. KENYON &amp; KENYON One Broadway New York, NY 10004</div>				
			EXAMINER IBRAHIM, MEDINA AHMED	
			ART UNIT 1638	PAPER NUMBER
			MAIL DATE 05/30/2007	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Interview Summary

**Application No.**

09/978,274

**Applicant(s)**

THOMAS ET AL.

**Examiner**

Medina A. Ibrahim

**Art Unit**

1638

All participants (applicant, applicant's representative, PTO personnel):

(1) Medina A. Ibrahim.(3) C. Stephens.(2) Anthony Giaccio.

(4) \_\_\_\_.

Date of Interview: 15 May 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.  
If Yes, brief description: \_\_\_\_.

Claim(s) discussed: all.

Identification of prior art discussed: \_\_\_\_.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

MEDINA A. IBRAHIM  
PRIMARY EXAMINER  
*Medina A. Ibrahim*  
5/28/07

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The 112,1st paragraph rejections to the claims regarding new matter and scope of enablement have been discussed. Claim language that overcomes the new matter rejection was also discussed. Examiner suggested claim language that excludes the mature PAP-S sequence ( could not be expressed in a transgenic tobacco plant). Examiner indicates that the scope of enablement rejection to claims that recite the high stringency conditions as recited in the claims will be withdrawn, upon further consideration.